

OFFICIAL

RECEIVED
CENTRAL FAX CENTER

DEC 15 2003

LAW OFFICES OF
McGINN & GIBB, P.L.L.C.

A PROFESSIONAL LIMITED LIABILITY COMPANY
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW
8321 OLD COURTHOUSE ROAD, SUITE 200
VIENNA, VIRGINIA 22182-3817
TELEPHONE: (703) 761-4100
FACSIMILE/DATA: (703) 761-2375; 761-2376
E-MAIL: MCGINNGIBB@AOL.COM

SEAN M. MCGINN
PHILLIP E. MILLER*
FREDERICK E. COOPERRIDER*
PETER A. BALNAVE, PhD
FREDERIC J. ZIMMERMAN*
JAMES E. HOWARD**
JAMES N. DRESSER
*MEMBER OF BAR OTHER THAN VIRGINIA

ANNAPOLIS, MD OFFICE
FREDERICK W. GIBB, III
MOHAMMAD S. RAHMAN*

December 15, 2003

VIA FACSIMILE
EXPEDITED PROCEDURE

To: Examiner Pierre E. Elisca
Group Art Unit No. 3621
U. S. P. T. O.

Facsimile No. 703-872-9306

From: Phillip E. Miller

Facsimile No. 703-761-2375


Re: Enclosed Response and Submission of Rule 131 Declaration
U. S. Patent Application Serial No. 09/578,474
Our Ref: YOR.144

Dear Examiner Elisca:

Enclosed is a Response and Submission of Rule 131 Declaration which is responsive to the September 15, 2003 Office Action, and which should place the above-referenced case in condition for allowance.

Thank you in advance for your kind consideration of this case.

Very truly yours,


Phillip E. Miller

PEM/tw
Enclosure
(28 pages)



Thomas J. Watson Research Center
P.O. Box 218
Yorktown Heights, NY 10598

RECEIVED

Sean M. McGinn, Esq.
McGinn & Gibb, PC
1701 Clarendon Blvd., Suite 100
Arlington, Virginia 22209

McGINN & GIBB, P.C.

Subject: IBM Docket No. YO999-486

Dear Sean:

Please prepare a patent application for filing in the USPTO. Enclosed is a copy of the IBM Invention Disclosure YO899-0782. The inventor contact is Charles Tresser, whose telephone number at the T.J. Watson Research Center is 914-945-1296. The application is to be prepared in accordance with the Guidelines for Preparation and Prosecution of IBM Patent Applications by Outside Counsel.

It is desirable that the work be conducted directly with the inventors. It is also desired that this office be informed at all points involving scope of coverage and financial decisions. On the Declaration and Power of Attorney, please include all the Yorktown IPLaw attorneys. Please include a notarization for each inventor on the form of Assignment.

An Associate Power of Attorney form should be prepared and forwarded to this office for signature.

Please send me a copy of the application and all formal papers. Our anticipated date of execution is ; IBM will handle any foreign filing and U.S. maintenance fee payments internally.

Before you start on this work, we ask that you send us in writing an estimate of the proposed fee for the entirety of this work, to which we will respond promptly.

RECEIVED

Exhibit B

McGINN & GIBB, P.C.

-2-

While the application may be filed with informal drawings, please prepare formal drawings which are to be sent to my office within one (1) month after the filing of the patent application in order to permit timely distribution to our foreign locations.

Please direct questions or concerns regarding billing and timing of filing to my attention promptly.

Very truly yours,

Stephen C. Kaufman/kc

Stephen C. Kaufman
Senior Attorney-IP Law Dept.
(914) 945-3197

/kc

Enc.

cc: P. Stanland
A. Offenbacher
C. Tresser

LAW OFFICES OF
McGINN & GIBB, P.C.

A PROFESSIONAL LIMITED LIABILITY COMPANY
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW
1701 CLARENDON BOULEVARD, SUITE 100
ARLINGTON, VIRGINIA 22209
TELEPHONE: (703) 294-6699
FACSIMILE/DATA: (703) 294-6696; 294-6698
E-MAIL: MCGINNGIBB@AOL.COM

SEAN M. MCGINN
FREDERICK W. GIBB, III
DAVID C. OREN

FACSIMILE TRANSMISSION

To: Stephen C. Kaufman, Esq.
Senior Attorney, I. P. Law Dept.
Thomas J. Watson Research Center

FAX No.: (914) 945-3281

From: Sean M. McGinn

FAX No.: (703) 294-6696

Re: IBM Docket No. YO999-486

Filing Due Date: (As soon as possible)

No. of Pages (including this cover page): 2

Dear Stephen:

Thank you for your letter dated _____ and the enclosed disclosure materials,
in the above docket, for which we thank you very much.

We have reviewed the materials, and telephoned the inventor Charles Tresser. We should
have no problem filing the final draft patent application on our end, by _____. We
understand that there are no bar dates presently in the disclosure.

I estimate that we can prepare the patent application for approximately \$_____, and
the charges for preparing the formal papers, obtaining execution and filing the case to be about
\$. _____ additional to the application preparation costs mentioned above. Besides the above, this fee
would also include reviewing and reporting the Official Filing Receipt, reviewing and reporting
the Assignment Recordation Document, preparing and filing an IDS (if relevant art is identified),
and Submission of Formal Drawings (but not the cost of the drawings themselves). Please let me
know if this estimate is acceptable.

Further, if a prior art search was conducted in the above disclosure, please provide me
with any references uncovered. We will prepare the formal drawings and forward them to you
shortly after the filing date.

Exhibit C

Stephen C. Kaufman, Esq.

Page 2

Shortly, we will send a first draft of the patent application to the inventors. Once again, thank you for considering our law firm.

With best regards,

Very truly yours,

A handwritten signature in cursive script, appearing to read "Sean".

Sean M. McGinn

SMM/ap

09:57 FR 00-IBM YORKTOWN

914 945 4073 TO 917032946696

P.01/01

08:46 FAX 7032946696

McGinn & Gibb.PC

001

**LAW OFFICES OF
McGINN & GIBB, P.C.**

A PROFESSIONAL LIMITED LIABILITY COMPANY
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW
1701 CLARENDON BOULEVARD, SUITE 100
ARLINGTON, VIRGINIA 22208
TELEPHONE: (703) 294-6699
FACSIMILE/DATA: (703) 294-6696; 294-6698
E-MAIL: MCGINN@GIBB @ AOL.COM

SEAN M. MCGINN
FREDERICK W. GIBB, III
DAVID C. OREN

FACSIMILE TRANSMISSION

To: Stephen C. Kaufman, Esq.
Senior Attorney, I. P. Law Dept.
Thomas J. Watson Research Center

FAX No.: (914) 945-3281

From: Sean M. McGinn

FAX No.: (703) 294-6696

Re: IBM Docket No. Y0999-486

Filing Due Date: 1

(As soon as possible)

No. of Pages (including this cover page): 2

Dear Stephen:

Thank you for your letter dated _____ and the enclosed disclosure materials,
in the above docket, for which we thank you very much.

We have reviewed the materials, and telephoned the inventor Charles Tresser. We should
have no problem filing the final draft patent application on our end, by _____ We
understand that there are no bar dates presently in the disclosure.

I estimate that we can prepare the patent application for approximately \$ _____ and
the charges for preparing the formal papers, obtaining execution and filing the case to be about
\$390 additional to the application preparation costs mentioned above. Besides the above, this fee
would also include reviewing and reporting the Official Filing Receipt, reviewing and reporting
the Assignment Recordation Document, preparing and filing an IDS (if relevant art is identified),
and Submission of Formal Drawings (but not the cost of the drawings themselves). Please let me
know if this estimate is acceptable.

Further, if a prior art search was conducted in the above disclosure, please provide me
with any references uncovered. We will prepare the formal drawings and forward them to you
shortly after the filing date.

AQ:54

*** TOTAL PAGE.01 ***

Exhibit D

Subj:
Date: 3/17/2000 5:11:03 PM Eastern Standard Time
From: tresser@us.ibm.com
To: mcginngibb@aol.com

Sean,
My new address is (other data in sign off below):

T. J. Research Centre
17 Skyline Drive, MD J1-02
Hawthorne, NY 10532

Best regards, and have a nice weekend,
Charles

Charles Tresser
Global Financial Markets Research Centre
(1)(914) 784-3645 (t/l 863)
Cell: (914) 714-5857
Fax: (914) 784 6093
tresser@us.ibm.com

Headers

Return-Path: <tresser@us.ibm.com>
Received: from rly-yg05.mx.aol.com (rly-yg05.mail.aol.com [172.18.147.5]) by air-yg04.mail.aol.com (v70.19) with ESMTP;
Fri, 17 Mar 2000 17:11:03 -0500
Received: from e1.ny.us.ibm.com (e1.ny.us.ibm.com [32.97.182.101]) by rly-yg05.mx.aol.com (v70.20) with ESMTP; Fri, 17
Mar 2000 17:10:53 -0500
Received: from northrelay02.pok.ibm.com (northrelay02.pok.ibm.com [9.117.200.22])
by e1.ny.us.ibm.com (8.9.3/8.9.3) with ESMTP id RAA34214
for <mcginngibb@aol.com>; Fri, 17 Mar 2000 17:09:29 -0500
From: tresser@us.ibm.com
Received: from D51MTA03.pok.ibm.com (d51mta03.pok.ibm.com [9.117.200.31])
by northrelay02.pok.ibm.com (8.8.8m2/NCO v2.06) with SMTP id RAA56524
for <mcginngibb@aol.com>; Fri, 17 Mar 2000 17:10:51 -0500
Received: by D51MTA03.pok.ibm.com (Lotus SMTP MTA v4.6.5 (863.2 5-20-1999)) id 852568A5.0079D03C; Fri, 17 Mar
2000 17:10:31 -0500
X-Lotus-FromDomain: IBMUS
To: mcginngibb@aol.com
Message-ID: <852568A5.0079CE21.00@D51MTA03.pok.ibm.com>
Date: Fri, 17 Mar 2000 17:04:13 -0500
Mime-Version: 1.0
Content-type: text/plain; charset=us-ascii
Content-Disposition: inline

281-7674
12-

Exhibit E

LAW OFFICES OF
McGINN & GIBB, P.C.

A PROFESSIONAL LIMITED LIABILITY COMPANY
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW
1701 CLARENDON BOULEVARD, SUITE 100
ARLINGTON, VIRGINIA 22209
TELEPHONE: (703) 294-6699
FACSIMILE/DATA: (703) 294-6696; 294-6698
E-MAIL: MCGINNGIBB@AOL.COM

SEAN M. MCGINN
FREDERICK W. GIBB, III
STEPHEN J. WEYER*
JAYNE M. SAYDAH*
PHILLIP E. MILLER*
*(MEMBER OF BAR OTHER THAN VA)

15.76
EK711427774US

VIA EXPRESS MAIL
IBM CONFIDENTIAL AND PRIVILEGED

May 4, 2000

Dr. Charles Tresser
IBM Corporation
T.J. Watson Research Centre
17 Skyline Drive, MD J1-02
Hawthorne, NY 10532

Re: First Draft Application
"METHOD AND SYSTEM FOR COMMERCE WITH FULL
ANONYMITY"
IBM Docket No: YO999-486
Our Ref: YOR.144
Due Date: As soon as possible

Dear Charles:

I am enclosing a first draft of the above docket including the informal drawings, and which is based on the invention disclosure provided to me. Please mark up (and fax back) the application and drawings as appropriate and confirm my labeling. Alternatively and preferably, please make any revisions electronically in the Application stored on the attached diskette in Lotus Word Pro format and please return the diskette to me.

In the application, I have left "holes" for you to describe features of the invention which require further explanation/description for enablement, the Examiner's clarity, expansion of scope, etc. Basically, in the application document, we must teach the mythical person of ordinary skill in the art how to "make and use" (practice) your invention. Additionally, I would welcome any further features and embodiments which you may wish to offer.

Further, for purposes of the Declaration and Assignment which will be filed with the application, please provide me with your (and any other co-inventors') full names including middle name, post office (home) address, county, and citizenship.

Exhibit F

Dr. Charles Tresser
May 4, 2000
Page 2

In order to satisfy the strictly enforced duty of disclosure under U.S. practice, please promptly advise us of any prior art information which is now known or which may become known to those involved in the preparation or prosecution of this application, and which the U.S. Examiner may deem relevant to patentability of the claims. Such information should include any patents, publications, commonly assigned patents and pending applications disclosing and/or claiming closely related subject matter.

I look forward to receiving your comments and instructions at your earliest convenience.

With best regards,

Very truly yours,



Sean M. McGinn

SMM/ap
Enclosures

LAW OFFICES OF
McGINN & GIBB, P.C.

A PROFESSIONAL LIMITED LIABILITY COMPANY
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW
1701 CLARENDON BOULEVARD, SUITE 100
ARLINGTON, VIRGINIA 22209
TELEPHONE: (703) 294-6699
FACSIMILE/DATA: (703) 294-6696; 294-6698
E-MAIL: MCGINNGIBB @ AOL.COM

SEAN M. MCGINN
FREDERICK W. GIBB, III
STEPHEN J. WEYER*
JAYNE M. SAYDAH*
PHILLIP E. MILLER*
*(MEMBER OF BAR OTHER THAN VA)

\$15.75
split w/ YOR.156

EK711427788US

VIA EXPRESS MAIL
IBM CONFIDENTIAL AND PRIVILEGED

May 22, 2000

Dr. Charles Tresser
IBM Corporation
T.J. Watson Research Centre
17 Skyline Drive, MD J1-02
Hawthorne, NY 10532

Re: Final Draft Application
"METHOD AND SYSTEM FOR COMMERCE WITH FULL
ANONYMITY"
IBM Docket No: YO999-486
Our Ref: YOR.144

Dear Charles:

We are pleased to enclose the final application (and diskette with the application in Lotus Word Pro format) and declaration and assignment for the above-identified application.

Prior to executing the Declaration and Assignment, please contact Stephen C. Kaufman's secretary, Ms. Kathy Cognatello, to set up a convenient time for execution, and please execute the Declaration and Assignment in her presence so that the papers can be notarized.

After signing the papers, please fax the Declaration and Assignment to me, and also overnight or Express Mail all the papers (application, drawings, Declaration, and Assignment) to me. Also, as mentioned, please provide me with any other relevant prior art (patents, publications, etc.) which you believe an Examiner may find relevant to his decision to grant a patent for your invention.

Exhibit G

Dr. Charles Tresser
May 22, 2000
Page 2

Specifically, in order to satisfy the strictly enforced duty of disclosure under U.S. patent law, please promptly advise us of any prior art information which is now known or which may become known to those involved in the preparation or prosecution of this application, and which the Examiner may deem relevant to patentability of the claims. Such information should include any commonly assigned patents and pending applications disclosing and/or claiming closely related subject matter.

I look very forward to receiving the executed application, and I have sincerely enjoyed working with you on the application. I look forward to prosecuting the case with you.

With best regards,

Very truly yours,



Sean M. McGinn

SMM/ap
Enclosures

LAW OFFICES OF
McGINN & GIBB, P.C.

A PROFESSIONAL LIMITED LIABILITY COMPANY
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW
1701 CLARENDON BOULEVARD, SUITE 100
ARLINGTON, VIRGINIA 22209
TELEPHONE: (703) 294-6699
FACSIMILE/DATA: (703) 294-6696; 294-6698
E-MAIL: MCGINNGIBB@AOL.COM

May 26, 2000
Invoice No. 4047

Stephen C. Kaufman, Esq.
Senior Attorney-IPL Department
IBM Corporation
Thomas J. Watson Research Center
P.O. Box 218
Yorktown Heights, NY 10598-0218

IBM Docket: YO999-486
Our Ref: YOR.144
U.S. Serial No.: None yet assigned

ATTORNEY PROFESSIONAL SERVICES

<u>DATE</u>	<u>DESCRIPTION</u>
	Review materials and send estimate facsimile.
	Review disclosure materials; teleconference to inventor.
03/17/00	Teleconference to inventor.
04/29/00	Review disclosure and begin draft application.
05/02/00	Teleconference to inventor; continue drafting application.
05/03/00	Teleconference to inventor.
05/04/00	Finalize and forward first draft application via express mail.
05/22/00	Review inventor's comments; prepare final draft application and forward same via express mail; teleconference to inventor.
05/26/00	Finalize and file final draft of the application, report same to client.

COST OF PREPARATION OF APPLICATION \$

Exhibit H

05/26/00 Preparing formal papers and filing patent application prepared
by McGinn & Gibb, P.C.
05/26/00 Review and report Official Filing Receipt.
05/26/00 Preparing Assignment cover sheet and filing Assignment.
05/26/00 Review and report Assignment Recordation.
05/26/00 Prepare and file Submission of Formal Drawings.
05/26/00 Prepare and forward Appointment of Associate Attorney.

**COST OF FILING FORMAL FILING PAPERS AND
RELATED PREBILLED ITEMS**

\$

DISBURSEMENTS

Government Filing Fee	690.00
Assignment Recordation	40.00
Excess Claims	618.00
Facsimile	
Diskettes	
Postage	
Photocopies	
Telephone	
Courier	

Total Disbursements

\$

TOTAL DUE THIS INVOICE STATEMENT:

\$